

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Erik E. EMSTAD et al.
Serial No.: 10/726,329
Patent No.: 7,641,659
Docket No.: 1292.1228101
Title: SPINAL ACCESS INSTRUMENT

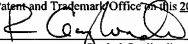
Confirmation No.: 3659
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**REQUEST FOR RECONSIDERATION OF PATENT TERM ADJUSTMENT
RECALCULON IN VIEW OF WYETH**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE FOR ELECTRONIC TRANSMISSION:

The undersigned hereby certifies that this paper or papers, as described herein, are being electronically transmitted to the U.S. Patent and Trademark Office on this 20th day of May, 2010.

By 
(Rachel Gagliardi)

Dear Sir:

This Request for Reconsideration of the Patent Term Adjustment Calculation is responsive to the notice mailed on April 21, 2010, that the prior Request for Recalculation of Patent Term Adjustment in view of Wyeth was granted.

Pursuant to 37 C.F.R. §1.705(b)(1), the required fee in the amount of \$200.00 as set forth in §1.18(e) is enclosed. Please charge any deficiencies or credit any overpayment in the enclosed fees to Deposit Account 50-0413.

Pursuant to 37 C.F.R. §1.705(b)(2), a Statement of Facts Regarding Patent Term Adjustment Determination is filed concurrent with this Application.

Respectfully submitted,

Erik E. EMSTAD et al.

By their attorney,

Date: 5/20/10



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